

Hearing Date: January 19, 2011
Response Deadline: January 5, 2011
Reply Deadline: January 12, 2011

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Bank of America, N.A.*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> , Debtors.	Case No. 08-13555 (JMP) Chapter 11 (Jointly Administered)
In re LEHMAN BROTHERS SPECIAL FINANCING INC., Debtor.	Case No. 08-13888 (JMP) Chapter 11
BANK OF AMERICA, N.A. Plaintiff and Counterclaim-Defendant, v. LEHMAN BROTHERS HOLDINGS INC., Defendant and Counterclaim-Plaintiff, and LEHMAN BROTHERS SPECIAL FINANCING INC., Defendant.	Adv. Pro. No. 08-01753 (JMP)

**BANK OF AMERICA, N.A.'S MOTION FOR (I) STAY PENDING APPEAL AND (II)
APPROVAL OF FORM OF SUPERSEDEAS BOND**

Bank of America, N.A., the plaintiff and counterclaim-defendant in this adversary proceeding, hereby moves (the “Motion”) pursuant to Fed. R. Bank. P. 7062, Fed R. Civ. P. 62(d), and L.R. 8005-1, or alternatively, pursuant to Fed. R. Bankr. P. 8005 and L.R. 8005-1, for an order, pending final resolution of all appeals: (i) staying execution on the Judgment in an Adversary Proceeding entered by this Court on December 3, 2010 [A.P. Docket No. 99] (the “Judgment”) or on the Order Granting Lehman Brothers Holdings Inc.’s and Lehman Brothers Special Financing Inc.’s Motion for Summary Judgment, and Denying Bank of America, N.A.’s Motion for Summary Judgment [A.P. Docket No. 98] and (ii) approving the posting of a bond in the amount of \$660,553,847.34, in the form attached to the enclosed form of order.

As grounds, movant relies on the summary judgment record items cited in its memorandum of law, and on the points and authorities cited in the memorandum. A form of order is attached.

Dated: New York, New York
December 15, 2010

BINGHAM MCCUTCHEN LLP

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